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**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON**

ANDREA JOY LYONS, Pro Se;  
MARK GEERHART, Pro Se,  
Plaintiffs,

NO. 1:17-CV-3108-TOR  
PROTECTIVE ORDER

v.

STATE OF WASHINGTON,  
CHILD PROTECTIVE  
SERVICES, a Division of THE  
DEPARTMENT OF SOCIAL  
AND HEALTH SERVICES;  
Employee's FRANCESCA  
GUZMAN In Their Individual  
and Official Capacity; EAST  
VALLEY ELEMENTARY  
SCHOOL, DISTRICT NO. 90,  
Yakima County; State of  
Washington; COLEEN  
CROWSTON, In her official and  
individual capacity as Principal of  
East Valley Elementary School;  
LISA BARTHELD (Counselor)  
In Their Individual and Official  
Capacity; CAROLYN SAUVE  
(Admin. Assist.) In Their  
Individual and Official Capacity;  
and MELODY-ANN LUKE  
(R.N) In Their Individual and  
Official Capacity,  
Defendants.

1           THIS MATTER having come on regularly before this Court on  
2 Defendants' Motion for a Protective Order in response to Plaintiffs' first set of  
3 discovery to the State of Washington Department of Social Health Services (the  
4 Department), and the Court having considered the statutory provisions  
5 establishing that the Department's records, files and information requested are  
6 confidential and privileged, and also having considered that some of those  
7 documents and information are likely to lead to the discovery of admissible  
8 evidence in this case, the Court hereby finds that defendant State of Washington  
9 is authorized to produce for inspection and copying by counsel for all parties in  
10 this case, without redactions, Department case note records of Andrea Lyons and  
11 Kevin Teeman regarding alleged abuse or neglect of C.T. by Kevin Teeman, as  
12 requested in Plaintiffs' Request for Production No. 1 to defendant State of  
13 Washington, including any mental health, drug or alcohol records, subject to the  
14 terms of this protective order. In addition, the Department is authorized to  
15 release medical records of C.T. that it has in its possession from Yakima  
16 Regional Hospital. This protective order shall apply to all documents and  
17 information contained in the above-described files maintained by the  
18 Department and to depositions hereinafter taken in which said documents are  
19 identified, discussed, or otherwise used.

20           IT IS HEREBY ORDERED that all documents and information contained  
21 in the aforementioned Department case files and records of Andrea Lyons and  
22 Kevin Teeman, including references to or identification of any other individuals

1 identified in those investigative files and records, shall not be disclosed to any  
2 person, except to the parties and their attorney(s), experts retained by the parties'  
3 attorney(s), their staff, persons otherwise entitled to obtain the information  
4 pursuant to statutory exemptions from confidentiality, and other individuals as  
5 herein provided.

6 IT IS FURTHER ORDERED that prior to introducing as evidence or  
7 otherwise disclosing to a jury the existence of any of the aforementioned  
8 information or documents a hearing shall be held outside the presence of the jury  
9 wherein the Court will determine the admissibility of the aforementioned  
10 information or records.

11 IT IS FURTHER ORDERED that counsel for the parties shall use all  
12 documents and information produced or disclosed pursuant to this Order solely  
13 for the purpose of preparation for and trial of this action. Under no  
14 circumstances shall information or materials covered by this Order be disclosed  
15 to anyone other than as provided in this Order. At the conclusion of the  
16 proceedings in this action, including any appeal, all documents and information  
17 subject to this order, including any copies or summaries thereof, or documents  
18 containing information taken therefrom, shall be returned to counsel for the party  
19 producing such documents and/or destroyed by the party having such  
20 documents. A copy of this Order shall accompany any copy of the records or  
21 information protected by this Order that is released to anyone. No attorney,  
22 party, or expert shall disclose any information gained or derived from the

1     aforementioned records to anyone without further order of the Court unless the  
2     person to whom the information is disclosed is otherwise entitled to obtain said  
3     information pursuant to statutory exemptions from confidentiality.

4             IT IS FURTHER ORDERED that the parties shall be allowed to use the  
5     aforementioned documents or information in depositions of Plaintiffs,  
6     defendants, medical doctors, psychologists, nurses, counselors, and other  
7     persons named and/or identified in any of the aforementioned documents or in  
8     consulting with any expert witnesses in this case, subject to the conditions set  
9     forth in this Protective Order.

10            IT IS FURTHER ORDERED that this Order shall remain in full force and  
11     effect until such time as this Court modifies its terms or releases the parties from  
12     its provisions.

13            IT IS SO ORDERED.

14            The District Court Clerk is directed to enter this Order and provide copies  
15     to all parties.

16            DATED November, 2017.



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THOMAS O. RICE  
Chief United States District Judge